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11 Attorneys for Plaintiff

12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 OAKLAND DIVISION

15 UNITED STATES OF AMERICA,

16 Plaintiff,

17 v.

18 FRANCES H. KINNEY,

19 Defendant.
20

No. CR-06-00210 WDB

21 STIPULATION AND ~~PROPOSED~~ ORDER TO EXCLUDE TIME AND
22 DEFER PROSECUTION

23 The parties hereby request that the Court exclude time under the Speedy Trial Act in the
24 above captioned case pursuant to 18 U.S.C. § 3161(h)(2) from July 14, 2006 to January 14, 2008
25 for deferral of prosecution. The parties agree that pretrial diversion is an appropriate disposition
26 in this matter.

27 The United States has referred Ms. Kinney to Pretrial Services for an intake evaluation.
28 If Ms. Kinney meets the qualifications set forth by Pretrial Services, she will be placed on pretrial
diversion for no more than eighteen months. Accordingly, the parties agree that the prosecution

STIPULATION AND ~~PROPOSED~~ ORDER TO EXCLUDE TIME AND DEFER PROSECUTION
CR 06-00210 WDB

cc: WDB's Stats, Copy to parties via ECF, Pretrial

FILED

JUL 17 2006

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND

1 will be deferred for an eighteen month period of time for Ms. Kinney to demonstrate good
2 conduct under the conditions of a pretrial diversion program.

3 SO STIPULATED.

4 KEVIN V. RYAN
5 United States Attorney

6 DATED: 7-14-06


7 /s/
8 ALICIA FENRICK
9 Assistant United States Attorney

10 DATED: 7-14-06

11 /s/
12 JEROME MATTHEWS
13 Attorney for Ms. Kinney

14 Based on the stipulation of the parties and for good cause shown, IT IS HEREBY
15 ORDERED that time is excluded under the Speedy Trial Act pursuant to 18 U.S.C. § 3161(h)(2)
16 from July 14, 2006 to January 14, 2008 for deferral of prosecution by the United States for the
17 purpose of allowing the defendant to demonstrate good conduct under the conditions of a pretrial
18 diversion program.

19 DATED: 7/17/06

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21 WAYNE D. BRAZIL
22 United States Magistrate Judge
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